

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

SAM HARGROVE, et al.,

Plaintiffs,

v.

**COMMONWEALTH OF
PENNSYLVANIA, et al.,**

Defendants.

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CIVIL ACTION

NO. 11-7744

ORDER

AND NOW, this ____ day of May, 2012, upon consideration of Defendant, the Commonwealth of Pennsylvania's Motion to Dismiss Plaintiff's Complaint, and for the reasons set forth in the attached Memorandum Opinion, **IT IS HEREBY ORDERED AND DECREED** that Defendant's Motion to Dismiss is **GRANTED**.

IT IS FURTHER ORDERED that this case is **DISMISSED WITHOUT PREJUDICE** as to the Commonwealth of Pennsylvania.

BY THE COURT:

/s/ Petrese B. Tucker

Petrese B. Tucker, U.S.D.J.